

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF WEST VIRGINIA
BECKLEY DIVISION**

MATTHEW GIBSON,

Plaintiff,

v.

Civil Action No. 5:21-CV-00181

**LOUISE E. GOLDSTON, individually,
COUNTY COMMISSION OF RALEIGH
COUNTY, a political subdivision,
JEFF MCPEAKE, individually,
BRIAN WHITE, individually,
BOBBY STUMP, individually,
KYLE LUSK, individually,**

Defendants.

AGREED DISMISSAL ORDER


This day came Plaintiff, Matthew Gibson, and Defendant, Kyle Lusk, by their respective counsel, and represent to the Court that they have reached a settlement and, thereupon, moved the Court to dismiss Defendant Lusk from this action, with prejudice.

It appearing to the Court proper so to do, it is **ORDERED** that this action, as it pertains to Defendant Lusk, be and the same is hereby **DISMISSED, WITH PREJUDICE**, and that each party shall bear their own attorney fees and costs of action. This Order is not intended, nor shall it be construed, to dismiss any other parties to this action.

The Court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented party.

ENTER: March 29, 2022




Frank W. Volk
United States District Judge

PREPARED BY:

/s/ Arie M. Spitz

Arie M. Spitz (WVSB # 10867)
Kevin A. Nelson (WVSB# 2705)
Jason L. Holliday (WVSB # 12749)
DINSMORE & SHOHL LLP
707 Virginia Street, East, Suite 1300
P.O. Box 11887
Charleston, West Virginia 25339-1887
Telephone: (304) 357-0900
Facsimile: (304) 357-0919
arie.spitz@dinsmore.com
kevin.nelson@dinsmore.com
jason.holliday@dinsmore.com
Counsel for Defendant Kyle Lusk

AGREED TO BY:

/s/ John H. Bryan

John H. Bryan (W.Va. Bar No. 10259)
JOHN H. BRYAN, ATTORNEY AT LAW
411 Main Street
P.O. BOX 366
Union, WV 24983
(304) 772-4999
Fax: (304) 772-4998
jhb@johnbryanlaw.com
Counsel for Plaintiff